



## PERMITS NOT REQUIRED

### **Milpitas Municipal Code, II-1-17.01 Permits Required.**

**Except as specified in Subsection (.03) of this section, no building, structure or building service equipment regulated by this Title and the technical code shall be erected, constructed, enlarged, altered, repaired, moved, improved, removed, converted or demolished unless a separate, appropriate permit for each building, structure or building service equipment has first been obtained from the Chief Building Official.**

### **Milpitas Municipal Code, II-1-17.03 Building Permits.**

A Building Permit shall not be required for the following:

1. One-story detached accessory buildings used as tool and storage sheds, playhouses and similar uses, provided the floor area does not exceed 120 square feet and provided such structures are not located within required yard setback areas.
2. Wood fences not over 7 feet high or masonry and concrete fences not over 4 feet high.
3. Non-fixed and movable fixtures, cases, racks, counters, storage shelves and partitions not over 5 feet 9 inches high.
4. Retaining walls, which are not over 4 feet in height, measured from the bottom of the footing to the top of the wall, unless supporting a surcharge or impounding Class I, II or IIIA liquids.
5. Water tanks supported directly upon grade if the capacity does not exceed 5000 gallons and the ratio of height to diameter or width does not exceed two to one.
6. Platforms, walks and driveways, not more than 30 inches above grade and not over any basement or story below and are not part of an accessible route.
7. Painting, papering, tiling, carpeting, cabinets, counter tops and similar finish work.
8. Temporary motion picture, television and theatre stage sets and scenery.
9. Window awnings supported by an exterior wall of Group R- 3, and Group U Occupancies when projecting not more than 54 inches from exterior wall and do not require additional support of Group R-3 or U Occupancies.
10. Oil Derricks.
11. Swings and other playground equipment accessory to detached one- and two-family dwellings.
12. Prefabricated swimming pools accessory to a Group R-3 Occupancy that are less than 24 inches deep, are installed entirely above the adjacent grade and do not exceed 5000 gallons.
13. Residential decks, not exceeding 200 square feet in area and that are not more than 30 inches above grade at any point, are not attached to a dwelling unit and do not serve the required exit door.

Unless otherwise exempted by this Title, separate plumbing, electrical and mechanical permits are required for the above exempted work.

**Milpitas Municipal Code, II-1-17.04 Plumbing Permits.**

A plumbing permit shall not be required for the following:

1. The stopping of leaks in drains, soil, waste or vent pipes, provided, however, that should any concealed trap, drainpipe, soil, waste or vent pipe become defective and it becomes necessary to remove and replace the same with new material, the same shall be considered as new work and a permit shall be procured and inspection made as provided in this Title.
2. The clearing of stoppages or the repairing of leaks in pipes, valves or fixtures, nor for the removal and reinstallation of water closets, provided such repairs do not involve or require the replacement or rearrangement of valves, pipes or fixtures.

**Milpitas Municipal Code, II-1-17.05 Electrical Permits.**

An Electrical Permit shall not be required for the following:

1. Portable motors or other portable appliances energized by means of a cord or cable having an attachment plug end to be connected to an approved receptacle when that cord or cable is permitted by the Electrical Code.
2. Repair or replacement of motors, transformers and controls within fixed approved appliances of the same type and rating in the same location.
3. Temporary decorative lighting.
4. Repair or replacement of current-carrying parts of any switch, contactor or control device.
5. Reinstallation of attachment plug receptacles, but not the outlets therefore.
6. Replacement of any overcurrent device less than 1200 amps of the same capacity in the same location.
7. Repair or replacement of electrodes or transformers of the same size and capacity for signs or gas tube systems.
8. Taping joints.
9. Removal of electrical wiring.
10. Temporary wiring for experimental purposes in suitable experimental laboratories.
11. The wiring for temporary theatre, motion picture or television stage sets.
12. Electrical wiring, devices, appliances, apparatus or equipment operating at less than 25 volts and not capable of supplying more than 50 watts of energy.
13. Low-energy power, control and signal circuits of Classes II and III as defined in the Electrical Code.
14. A permit shall not be required for the installation, alteration or repair of electrical wiring, apparatus or equipment or the generation, transmission, distribution or metering of electrical energy or in the operation of signals or the transmission of intelligence by a public or private utility in the exercise of its function as a serving utility.

**Milpitas Municipal Code, II-1-17.06 Mechanical Permits.**

A Mechanical Permit shall not be required for the following excepting that a permit is required for vertical and structural support and anchoring of permanent equipment and overhead pipes:

1. Any portable heating appliance.
2. Any portable ventilating equipment.
3. Any portable cooling unit.
4. Any portable evaporative cooler.
5. Any closed system of steam, hot or chilled water piping within any heating or cooling equipment regulated by the Mechanical Code.
6. Replacement of any component part of assembly of an appliance, which does not alter its original approval and complies with other applicable requirements of the technical codes.
7. Any refrigerating equipment, which is part of the equipment for which a permit has been issued pursuant to the requirements of the technical codes.